

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
MEDIPACS 04.03

In Re Application Of: BANISTER

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/786,718	February 24, 2004	FREAY, Charles Grant	27667	3746	2762

Invention: PULSE ACTIVATED ACTUATOR PUMP SYSTEM

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated July 1, 2009 finally rejecting Claim(s) 1-3, 5-7, 15, 17, 19-21 and 24-26

Applicant is a small entity under 37 CFR 1.9 and 1.27.

Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: \$270.00

A check in the amount of the fee is enclosed.

The Director has already been authorized to charge fees in this application to a Deposit Account.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-1391

Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: September 30, 2009

Norman P. Soloway
Reg. No. 24,315
HAYES SOLOWAY P.C.
3450 E. Sunrise Drive, Suite 140
Tucson, Arizona 85718

CC:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on 9/30/09 via EFS web
(Date) 

Signature of Person Mailing Correspondence

KIM GOOD

Typed or Printed Name of Person Mailing Correspondence